

**Karnataka Lokayukta**  
(Under Section 7 of the Karnataka Lokayukta Act, 1984)

CASE  
NUMBER COMPT/LOK/BGM/1652/2018  
:  
District : **Gadag**

**BY :**

**1. SUO MOTO,**

As per the Order of Honble Lokayukta Date:  
13/06/2018

**COMPLAINANT/S**

**AGAINST :**

**1. DEPUTY COMMISSIONER,**

Gadag District, GADAG.

**2. SUPERINTENDENT OF POLICE,**

Gadag District, GADAG.

**3. ASSISTANT COMMISSIONER,**

Rona Taluk, GADAG District,

**4. DIRECTOR,**

Mines and Geology Department, Khanija Bhavan,  
BENGALURU.

**5. SANTHOSH PAYATEGANIGERE,**

Senior Geologist, Mines Geology Department,  
Gadag District, GADAG.

**6. SAVTHRI B.P.**

Senior Geologist, Mines Geology Department,  
Gadag District, GADAG.

**7. ENVIRONMENTAL OFFICER,**

Karnataka State Pollution Control Board, Regional  
Office, Gadag District, GADAG.

**8. TAHASILDAR,**

Taluk Office, Rona Taluk, GADAG District.

**9. J.T. KOPPADA,**

Revenue Inspector, Dyamahune Hobli, Rona Taluk,  
GADAG District.

**RESPONDENT/S**

**Allegation/Grievance** Dereliction of Duty.  
**Brief :**

Received From : By Misc/1665/2017/ARLO-4

Received On : 13-06-2018

Seal and Signature 

**Complaint stands** **SRAPP1**  
**allotted to :**

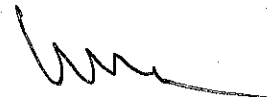
**SCRUTINY AND OPINION**

**KARNATAKA LOKAYUKTA, BENGALURU**

Date : 13.06.2018

**O R D E R**

An anonymous petition dated 31.05.2017 was received by this office stated to have been sent by certain persons of Sudi Village, Gadag Taluk & District alleging that there has been illegal extraction/transportation of sand by Sri Anwar Sab.R.Hitagi, Sri Mallappa Sha Koneri and Sri Srikanth Sha Mallapura and that the CPI of Rona and Sri Gajendragad, CPI are collecting mamool. Further, it has been alleged that at Sy.No.36/5 pertaining to one Smt.Renuka W/o.Ramana Gowda Gowdaru of Dyamahunse Village, Rona Taluk of Gadag District is illegally extracting/transporting sand without any permit and in total violation of the Rules, causing a loss of an amount of ₹32,60,000/- to the Government exchequer. The matter was referred to the Additional Director General of Police, Karnataka Lokayukta, Bengaluru (herein after in short referred as ADGP, KLA), to get the matter enquired into by the Lokayukta Police. Accordingly, the incharge Superintendent of Police, Karnataka



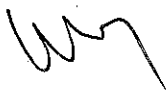
Lokayukta, Dharwad, (herein after in short referred as SP, KLA), who is incharge of Gadag District had got an enquiry conducted through his sub-ordinate and a report dated 08.03.2018 was submitted to the ADGP, KLA. The said report was examined by the ADGP, KLA vide para-7 of note sheet dated 01.06.2018 and has approved the report. Thereafter, the report dated 08.03.2018 of the SP, KLA, Dharwad and the relevant papers/documents were perused by the Assistant Registrar (Legal Opinion)-4, KLA, Bengaluru and a Scrutiny Note dated 2.06.2018 has been submitted to me for my consideration.

2) I have gone through the report of the SP, KLA, Dharwad and the report of Assistant Registrar (Legal Opinion)-4, KLA, Bengaluru. It is useful to extract the relevant portion of the report of SP, KLA, Dharwad which reads as follows –

“.....ಪೊಲೀಸ್ ನಿರೀಕ್ಷಕರು, ಕಲೋ. ಗದಗ ರವರ ವಿಚಾರಣಾ ವರದಿಯನ್ನು ಪರಿಶೀಲಿಸಲಾಗಿ, ಈ ಕೆಳಕಂಡ ಅಂಶಗಳು ಕಂಡುಬಂದಿರುತ್ತವೆ.

1] ಸದರಿ ಸ್ಥಳ ಪರಿಶೀಲನೆ ಕಾಲಕ್ಕೆ ದ್ಯಾಮಹುಣಿಸಿ ಗ್ರಾಮದ ರಿ.ಸ.ನಂ: 36/5 ರಲ್ಲಿ ಮರಳು ಗಣಿಗಾರಿಕೆ ನಡೆದಿದ್ದು ವಿಚಾರಣಾ ವರದಿಯಲ್ಲಿ ಕಂಡು ಬಂದಿರುತ್ತದೆ.

2] ಗಣಿ ಮತ್ತು ಭೂವಿಜ್ಞಾನ ಇಲಾಖೆ, ಗದಗ ರವರು ನೀಡಿದ ವರದಿಯ ಪ್ರಕಾರ ಸದರಿ ದ್ಯಾಮಹುಣಿಸಿ ಗ್ರಾಮದ ರಿ.ಸ.ನಂ:36/5 ರಲ್ಲಿ ನಡೆದ ಅಕ್ರಮ ಮರಳು



ಗಣಿಗಾರಿಕೆ ಬಗ್ಗೆ ದೃಢಪಡಿಸುತ್ತವೆ. ಅಲ್ಲದೇ ಮರಳನ ಮೌಲ್ಯವನ್ನು ಗಣಿ ಮತ್ತು ಭೂವಿಜ್ಞಾನ ಇಲಾಖೆ, ಗದಗ ರವರಿಂದ ಪಡೆದಿದ್ದು, ರಿ.ಸ ನಂ:36/5 ರಲ್ಲಿ ನೆಲದಿಂದ ಮಣ್ಣು ಹೊರತುಪಡಿಸಿ ಭೂಮಿಯಲ್ಲಿ ಮರಳನ ಅಳತೆ 50 ಮೀ. ಉದ್ದ, 20 ಮೀ. ಅಗಲ, 1.75 ಮೀ. ಎತ್ತರ, 1.72 ಮೀ. ಸಾಪೇಕ್ಷ ಸಾಂದ್ರತೆ ಹೀಗೆ ಒಟ್ಟು 3010 ಮೆಟ್ರಿಕ್ ಟನ್ ಅಕ್ರಮ ಮರಳು ಗಣಿಗಾರಿಕೆ ನಡೆಸಿದ್ದು, ಪ್ರತಿ ಮೆಟ್ರಿಕ್ ಟನ್‌ಗೆ ರೂ. 60/- ಗಳಂತೆ ರೂ. 1,80,600/- ಗಳ ರಾಜಧನ ಮತ್ತು 1750 ಘನ ಮೀಟರ್ ಮರಳದ್ದು, ಪ್ರತಿ ಘನ ಮೀಟರ್ ಮರಳನ ದರ ರೂ. 1760/-ಗಳಿದ್ದು, ಒಟ್ಟು ರೂ. 30,80,000 ಗಳ ಮರಳು ಮಾರಾಟ ಮಾಡಿ, ಒಟ್ಟು ರೂ. 32,60,000/- ಗಳ ನ್ನು ಸರ್ಕಾರಕ್ಕೆ ನಷ್ಟ ಉಂಟು ಮಾಡಿರುತ್ತಾರೆ ಎಂದು ತಿಳಿಸಿರುವುದು ವಿಚಾರಣಾ ವರದಿಯಲ್ಲಿ ಕಂಡುಬರುತ್ತದೆ.

3] ರೋಣ ತಾಲೂಕು ದ್ಯಾವುಹುಣಿಸಿ ಗ್ರಾಮದ ರಿ.ಸ.ನಂ: 36/5 ರ ಜಮೀನಿನ ಮಾಲೀಕರಾದ ಶ್ರೀವತಿ ರೇಣುಕಾ ಕೋಂ. ರಾಮನಗೌಡ ಗೌಡರ ಇವರು ಮರಳು ಗಣಿಗಾರಿಕೆ ನಡೆಸಲು ಯಾವುದೇ ಪರವಾಣಿಗೆ ಪಡೆಯದೇ ಕಾನೂನು ಉಲ್ಲಂಘನೆ ಮಾಡಿ ಅಕ್ರಮ ಮರಳು ಗಣಿಗಾರಿಕೆ ನಡೆಸಿರುವುದು ವಿಚಾರಣಾ ವರದಿಯಲ್ಲಿ ಕಂಡು ಬಂದಿರುತ್ತದೆ.

4] ಭೂವಿಜ್ಞಾನಿಗಳು, ಗಣಿ ಮತ್ತು ಭೂವಿಜ್ಞಾನ ಇಲಾಖೆ, ಗದಗ ರವರು ತಮ್ಮ ವರದಿಯಲ್ಲಿ ಈ ಹಿಂದೆ ದಿನಾಂಕ: 13/09/2013 ರಂದು ಇದೇ ರೋಣ ತಾಲೂಕು ದ್ಯಾವುಹುಣಿಸಿ ಗ್ರಾಮದ ರಿ.ಸ.ನಂ: 36/5 ರಲ್ಲಿ ನಡೆದ ಅಕ್ರಮ ಮರಳು ಗಣಿಗಾರಿಕೆಗೆ ಸಂಬಂಧಿಸಿದಂತೆ ಪ್ರಕರಣ ದಾಖಲಿಸಿ ಕ್ರಮ ಕೈಕೊಂಡಿದ್ದು ಇರುತ್ತದೆ ಎಂದು ತಿಳಿಸಿರುತ್ತಾರೆ. ಸದರಿ ಪ್ರಕರಣವು ಪಿ.ಐ ರವರ ಕಚೇರಿಯಿಂದ ನೀಡಿದ ಪೂರಕ ಮಾಹಿತಿಯ ಮೇರೆಗೆ ಪ್ರಕರಣ ದಾಖಲಿಸಿ ಕ್ರಮ ಕೈಕೊಂಡಿರುವುದು ವಿಚಾರಣಾ ವರದಿಯಲ್ಲಿ ಕಂಡುಬರುತ್ತದೆ.

5] ಅರ್ಜಿಯ ವಿಷಯವಾಗಿ ಸಹಾಯಕ ಕಾರ್ಯನಿರ್ವಾಹಕ ಅಭಿಯಂತರರು, ಲೋಕೋಪಯೋಗಿ ಇಲಾಖೆ, ರೋಣ ರವರು ವರದಿ ನೀಡಿದ್ದು, ಸದರಿ ಜಾಗೆಯಲ್ಲಿ ಒಟ್ಟು 5419.03 ಮೆಟ್ರಿಕ್ ಟನ್ ಮರಳು ಇರುತ್ತದೆ. ಇದರ ಕಿಮ್ಮತ್ತಿನ ಮೊತ್ತ ರೂ.3,25,141/-ಗಳ ಮರಳನ್ನು ಸರ್ಕಾರದಿಂದ ಪೂರ್ವಾನುಮತಿ ಪಡೆಯದೇ ಕಾನೂನು ಬಾಹೀರವಾಗಿ ಅಕ್ರಮ ಮರಳು ಗಣಿಗಾರಿಕೆ ಮಾಡಿ ಸದರ ರಾಜಧನವನ್ನು ಸರ್ಕಾರಕ್ಕೆ ಪಾವತಿಸದೇ ನಷ್ಟವುಂಟು ಮಾಡಿರಬಹುದೆಂದು ಅಂದಾಜಿಸಿರುತ್ತಾರೆ. ಅಲ್ಲದೇ ಸಹಾಯಕ ಕಾರ್ಯನಿರ್ವಾಹಕ ಅಭಿಯಂತರರು, ಲೋಕೋಪಯೋಗಿ ಇಲಾಖೆ, ರೋಣರವರಿಗೆ ಸ್ವತಂತ್ರವಾಗಿ ವರದಿ ನೀಡಲು ತಿಳಿಸಿದರೆ, ಗಣಿ ಮತ್ತು ಭೂವಿಜ್ಞಾನ ಇಲಾಖೆಯವರ ವರದಿಯನ್ನಾದರಿಸಿ ವರದಿ ನೀಡಿರುವುದು ವಿಚಾರಣಾ ವರದಿಯಲ್ಲಿ ಕಂಡುಬರುತ್ತದೆ.

6] ಗಣಿ ಮತ್ತು ಭೂವಿಜ್ಞಾನ ಇಲಾಖೆ, ಗದಗ ರವರಿಗೆ ದಿನಾಂಕ: 16/03/2017 ರಂದು ಎಸಿಜಿ ಕಾರ್ಯಾಲಯ, ಗದಗ ಮತ್ತು ದಿನಾಂಕ: 06/04/2017 ರಂದು

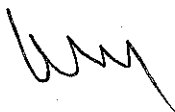
ಜಿಲ್ಲಾಧಿಕಾರಿಗಳ ಕಾರ್ಯಾಲಯದಿಂದ ಅಕ್ರಮ ಮರಳು ಗಣಿಗಾರಿಕೆಗೆ ಸಂಬಂಧಿಸಿದಂತೆ ಪತ್ರ ವ್ಯವಹರಿಸಿದ್ದರೂ ಯಾವುದೇ ಕ್ರಮ ಕೈಕೊಂಡಿರುವುದಿಲ್ಲ. ದಿನಾಂಕ: 01/08/2017 ರಂದು ನಮ್ಮ ಕಚೇರಿಯಿಂದ ಸದರಿ ಸ್ಥಳವನ್ನು ಪರಿಶೀಲಿಸಿ ವರದಿ ನೀಡಲು ತಿಳಿಸಿದ ನಂತರ ದಿನಾಂಕ: 02/08/2017 ರಂದು ಗಜೇಂದ್ರಗಡ ಪೊಲೀಸ್ ಠಾಣೆಯಲ್ಲಿ ಪ್ರಕರಣ ದಾಖಲಿಸಿ ಪ್ರಕರಣ ದಾಖಲಿಸಿದ ಬಗ್ಗೆ ವರದಿ ನೀಡಿರುವುದು ವಿಚಾರಣಾ ವರದಿಯಲ್ಲಿ ಕಂಡುಬರುತ್ತದೆ.

7] ಈ ಬಗ್ಗೆ ರೋಣ ತಾಲೂಕು ತಹಶೀಲ್ದಾರರಾಗಲ, ಗಣಿ ಮತ್ತು ಭೂವಿಜ್ಞಾನ ಇಲಾಖೆ, ಗದಗ ರವರಾಗಲ, ಲೋಕೋಪಯೋಗಿ ಇಲಾಖೆ, ರೋಣರವರಾಗಲ ಸದರ ಅರ್ಜಿಯಲ್ಲಿರುವ ದ್ಯಾಮಹುಣಿಸಿ ಗ್ರಾಮದ ರಿ.ಸ.ನಂ: 36/5 ನೇಡಕ್ಕೆ ಸಂಬಂಧಿಸಿದಂತೆ ಯಾವುದೇ ಕ್ರಮ ಕೈಕೊಂಡಿರುವುದಿಲ್ಲ. ಅಲ್ಲದೇ ನಮ್ಮ ಕಚೇರಿಯಿಂದ ಸದರಿ ಸ್ಥಳವನ್ನು ಪರಿಶೀಲಿಸಿ ವರದಿ ನೀಡಲು ತಿಳಿಸಿದ ನಂತರವೇ ಈ ಕುರಿತಾಗಿ ಪೊಲೀಸ್ ಠಾಣೆಯಲ್ಲಿ ಪ್ರಕರಣ ದಾಖಲಿಸಿರುವುದು ವಿಚಾರಣಾ ವರದಿಯಲ್ಲಿ ಕಂಡುಬರುತ್ತದೆ.

8] ಗದಗ ಜಿಲ್ಲೆ ರೋಣ ತಾಲೂಕು ದ್ಯಾಮಹುಣಿಸಿ ಗ್ರಾಮದ ರಿ.ಸ.ನಂ: 36/5 ರಲ್ಲಿ ನಡೆದ ಅಕ್ರಮ ಮರಳು ಗಣಿಗಾರಿಕೆಯ ಬಗ್ಗೆ ಭೂವಿಜ್ಞಾನಿಗಳು, ಗಣಿ ಮತ್ತು ಭೂ ವಿಜ್ಞಾನ ಇಲಾಖೆ, ಗದಗ ರವರು ತಮಗೆ ಹಲವಾರು ಕೆಲಸ ಕಾರ್ಯಗಳು ಇರುವುದರಿಂದ, ತಮಗೆ ಈ ಬಗ್ಗೆ ಕ್ರಮ ಕೈಕೊಳ್ಳಲಾಗಿರುವುದಿಲ್ಲ ಎಂದು ಹೇಳಿದ್ದು, ಕರ್ತವ್ಯದಿಂದ ಜಾರಿಕೊಳ್ಳುವ ಹೇಳಿಕೆಗಳಾಗಿರುತ್ತವೆ ಎಂಬುದು ವಿಚಾರಣಾ ವರದಿಯಲ್ಲಿ ಕಂಡುಬರುತ್ತದೆ.

9] ಗದಗ ಜಿಲ್ಲೆ ರೋಣ ತಾಲೂಕು ದ್ಯಾಮಹುಣಿಸಿ ಗ್ರಾಮದ ರಿ.ಸ.ನಂ: 36/5 ರಲ್ಲಿ ನಡೆದ ಅಕ್ರಮ ಮರಳು ಗಣಿಗಾರಿಕೆಯ ಬಗ್ಗೆ ತಹಶೀಲ್ದಾರರು, ರೋಣ ತಾಲೂಕು ರವರು ತಾವು ಬಂದು ಕೇವಲ 6 ತಿಂಗಳಾಗಿದ್ದು, ಈ ಬಗ್ಗೆ ತಮ್ಮ ಗಮನಕ್ಕೆ ಬಂದಿರುವುದಿಲ್ಲ ಅಲ್ಲದೇ ತಮ್ಮ ಅಧೀನ ಅಧಿಕಾರಿಗಳು ಮತ್ತು ಸಿಬ್ಬಂದಿಗಳು ತಮಗೆ ತಿಳಿಸಿರುವುದಿಲ್ಲ ಎಂದು ಜವಾಬ್ದಾರಿಯಿಂದ ನುಣುಚಿಕೊಳ್ಳುವ ರೀತ್ಯೆ ತಿಳಿಸಿರುತ್ತಾರೆ. ಈ ಬಗ್ಗೆ ತಮಗೆ ಲೋಕಾಯುಕ್ತ ಕಚೇರಿಯಿಂದ ದಿನಾಂಕ: 01/08/2017 ರಂದು ಪಂಚನಾಮೆ ಕಾಲಕ್ಕೆ ಕರೆದಾಗ ತಿಳಿದು ಬಂದಿರುತ್ತದೆ ಎಂದು ತಿಳಿಸಿರುತ್ತಾರೆ. ಆದರೆ ಸದರಿ ದ್ಯಾಮಹುಣಿಸಿ ಮೇಲ್ವಿಚಾರಣಾಧಿಕಾರಿ ಕಂದಾಯ ನಿರೀಕ್ಷಕರು ಮತ್ತು ಗ್ರಾಮ ಲೆಕ್ಕಾಧಿಕಾರಿಗಳ ಮೇಲೆ ಯಾವುದೇ ಕ್ರಮ ಕೈಕೊಂಡಿರುವುದಿಲ್ಲ ಅಂತಾ ತಿಳಿಸಿರುವುದು ವಿಚಾರಣಾ ವರದಿಯಲ್ಲಿ ಕಂಡುಬರುತ್ತದೆ.

10] ಸದರಿ ರೋಣ ತಾಲೂಕು ದ್ಯಾಮಹುಣಿಸಿ ಗ್ರಾಮದ ರಿ.ಸ.ನಂ: 36/5 ರಲ್ಲಿ ಅಗದ ಜಾಗೆಯಲ್ಲಿಯ ಮರಳು ಪರಿಶೀಲಿಸಿ ನೋಡಲಾಗಿ, ಮೇಲ್ನೋಟಕ್ಕೆ ಒಳ್ಳೆ ಗುಣಮಟ್ಟದ ಮರಳು ಎಂದು ಕಂಡು ಬಂದಿರುತ್ತದೆ. ಆದರೆ ಸಹಾಯಕ ಕಾರ್ಯನಿರ್ವಾಹಕ ಅಭಿಯಂತರರು, ಗುಣಮಟ್ಟ ನಿಯಂತ್ರಣ ಉಪ-ವಿಭಾಗ, ಧಾರವಾಡ ರವರು ಸದರಿ ಮರಳು ವಿವಿಧ ಭಾರತೀಯ ಮಾನಕಗಳ 383-2016, 2116-1980, 1542-1992 ವಿಶಿಷ್ಟ ವಿವರಣೆಗೆ ಅನುಗುಣವಾಗಿರುವುದಿಲ್ಲ. ಕಾರಣ



ಪರೀಕ್ಷಿಸಿದ ಮರಳನ ಮಾದರಿಗಳು ಕಾಂಕ್ರೀಟ್, ಮ್ಯಾಸನರಿ ಮೋರ್ಟರ್ ಮತ್ತು ಪ್ಲಾಸ್ಟರಿಂಗ್ ಕೆಲಸಕ್ಕೆ ಸೂಕ್ತವಾಗಿರುವುದಿಲ್ಲ ಎಂದು ಅಭಿಪ್ರಾಯ ಪಟ್ಟರುತ್ತಾರೆ. ಆದರೆ ಮರಳು ಸೂಕ್ತವಾಗಿರದಿದ್ದಲ್ಲಿ ಮತ್ತೆ ಮರಳನ್ನು ಏಕೆ ಒಯ್ಯುತ್ತಾರೆ? ಎಂಬುದೇ ಪ್ರಶ್ನೆಯಾಗಿರುತ್ತದೆ ಎಂಬ ಅಂಶವು ವಿಚಾರಣಾ ವರದಿಯಲ್ಲಿ ಕಂಡುಬರುತ್ತದೆ.

11] ಗಣಿ ಮತ್ತು ಭೂವಿಜ್ಞಾನ ಇಲಾಖೆ, ತಹಶೀಲ್ದಾರ್-ರೋಣ ಮತ್ತು ಲೋಕೋಪಯೋಗಿ ಇಲಾಖೆ-ರೋಣ ರವರು ನೀಡಿದ ದಾಖಲಾತಿಗಳನ್ನು ಪರಿಶೀಲಿಸಲಾಗಿ ಸನ್ 2013 ರಲ್ಲಿ ಶ್ರೀಮತಿ ಬಿ.ಪಿ. ಸಾವಿತ್ರಿ, ಭೂವಿಜ್ಞಾನಿಗಳು, ಗಣಿ ಮತ್ತು ಭೂವಿಜ್ಞಾನ ಇಲಾಖೆ, ಗದಗ ರವರು ದಾಖಲಿಸಿದ ಪ್ರಕರಣದ ದಾಖಲಾತಿಗಳನ್ನೇ ಒದಗಿಸಿರುವುದು ವಿಚಾರಣಾ ವರದಿಯಲ್ಲಿ ಕಂಡುಬರುತ್ತದೆ.

12] ಗಣಿ ಮತ್ತು ಭೂವಿಜ್ಞಾನ ಇಲಾಖೆ, ಗದಗ ರವರ ಹಾಜರಾತಿ ಪುಸ್ತಕದ ಪ್ರತಿ, ಚಲನ-ವಲನ ಪುಸ್ತಕ ಮತ್ತು ಲಾಗ್ ಪುಸ್ತಕಗಳ ಪ್ರತಿಗಳನ್ನು ಪಡೆದು ನೋಡಲಾಗಿ, ದ್ಯಾಮಹುಣಿಸಿ ಗ್ರಾಮದ ರಿ.ಸ.ನಂ: 36/5 ರಲ್ಲಿ ನಡೆದ ಅಕ್ರಮ ಮರಳು ಗಣಿಗಾರಿಕೆಗೆ ಸಂಬಂಧಿಸಿದಂತೆ ಪರಿಶೀಲನೆಗೆ ಭೇಟಿ ನೀಡಿದ ಬಗ್ಗೆ ಯಾವುದೇ ಮಾಹಿತಿ ಕಂಡು ಬಂದಿರುವುದಿಲ್ಲವೆಂಬ ಅಂಶವು ವಿಚಾರಣಾ ವರದಿಯಲ್ಲಿ ಕಂಡುಬರುತ್ತದೆ.

ಈ ಕೆಳಗೆ ನಮೂದಿಸಿದ ಭೂವಿಜ್ಞಾನಿಗಳು, ಗಣಿ ಮತ್ತು ಭೂವಿಜ್ಞಾನ ಇಲಾಖೆ, ಗದಗ ರಲ್ಲಿ ರೋಣ ತಾಲೂಕಿಗೆ ಸಂಬಂಧ ಪಟ್ಟ ಕರ್ತವ್ಯಗಳನ್ನು ನಿರ್ವಹಿಸಿರುತ್ತಾರೆ.

ಅ. ನಂ	ಅಧಿಕಾರಿಗಳ ಪೂರ್ಣ ಹೆಸರು	ಸದ್ಯದ ವಿಳಾಸ	ಖಾಯಂ ವಿಳಾಸ	ಸೇವೆಗೆ ದಿನಾಂಕ	ಸೇರಿದ ಅವಧಿ		ನಿವೃತ್ತಿ ದಿನಾಂಕ	ಸಕ್ರಮ ಪ್ರಾಧಿಕಾರ
					ಎಲ್ಲಂದ	ಎಲ್ಲಯ ವರೆಗೆ		
1	ಶ್ರೀ ಸಂತೋಷ್ ಪ್ಯಾಟೀಗಾಣಿಗೇರ, ಭೂವಿಜ್ಞಾನಾಧಿಕಾರಿಗಳು,	ಹಿರಿಯ ಭೂವಿಜ್ಞಾನಾಧಿಕಾರಿಗಳು, ಗ & ಭೂ ಇಲಾಖೆ, ಕೊಪ್ಪಳ.	ಕೇರಾಫ್ ಸಿ.ಬಿ. ಪ್ಯಾಟೀಗಾಣಿಗೇರ, ಅಂ: ಬೊಮ್ಮನಹಳ್ಳಿ, ತಾ   ಹಾನಗಲ್, ಜಿ   ಹಾವೇರಿ	30-09-2009	30-09-2009	18-10-2014	31-07-2044	ನಿರ್ದೇಶಕರು, ಗ & ಭೂ ಇಲಾಖೆ, ಬನಿಜ ಭವನ, ರೇಸ್ ಕೋರ್ಸ್ ರಸ್ತೆ, ಬೆಂಗಳೂರು
2	ಶ್ರೀಮತಿ ಬಿ.ಪಿ. ಭೂವಿಜ್ಞಾನಾಧಿಕಾರಿಗಳು,	ಭೂವಿಜ್ಞಾನಾಧಿಕಾರಿಗಳು, ಗ & ಭೂ ಇಲಾಖೆ, ಗದಗ.	ಕೇರಾಫ್ ಬಿನ್ ಪರಮೇಶ್ವರಾವ್ ಜಿ.ಎನ್. ಕಂಚುಗಾರ ಗಲ್ಲಿ, ಅಂ: ಬನವಾಸಿ, ತಾ   ಶಿರಸಿ, ಜಿ   ಉತ್ತರ ಕನ್ನಡ	09-07-1972	26-05-2010	26-05-2010	ಇಲ್ಲಯವರೆಗೆ	ನಿರ್ದೇಶಕರು, ಗ & ಭೂ ಇಲಾಖೆ, ಬನಿಜ ಭವನ, ರೇಸ್ ಕೋರ್ಸ್ ರಸ್ತೆ, ಬೆಂಗಳೂರು

ಈ ಕೆಳಗೆ ನಮೂದಿಸಿದ ರೋಣ ತಾಲೂಕಿನ ತಹಶೀಲ್ದಾರರಾಗಿ ಕರ್ತವ್ಯ ನಿರ್ವಹಿಸಿದವರು.

ಅ. ನಂ	ಅಧಿಕಾರಿಗಳ ಪೂರ್ಣ ಹೆಸರು	ಸದ್ಯದ ವಿಳಾಸ	ಖಾಯಂ ವಿಳಾಸ	ಸೇವೆಗೆ ಸೇರಿದ ದಿನಾಂಕ	ಅವಧಿ		ನಿವೃತ್ತಿ ದಿನಾಂಕ	ಸಕ್ಷಮ ಪ್ರಾಧಿಕಾರ
					ಎಲ್ಲಂದ	ಎಲ್ಲಯ ವರೆಗೆ		
1	ಶ್ರೀ ಆರ್.ಹೆಚ್. ಕಡಿವಾಲ ಪ್ರಭಾರ ತಹಶೀಲ್ದಾರ್	ಕೇರ್/ಆಫ್ ಸಿ.ಆರ್. ಕಡಿವಾಲ ಅಮ್ಮಾ ಸಂಸ್ಥೆ ಹತ್ತಿರ ಆದಾಪೂರ ವೇಬಿ ಇಳಕಲ್ಲ ತಾ  ಹುನಗುಂದ ಜಿ   ಬಾಗಲಕೋಟೆ	ಕೇರ್/ಆಫ್ ಸಿ.ಆರ್. ಕಡಿವಾಲ ಅಮ್ಮಾ ಸಂಸ್ಥೆ ಹತ್ತಿರ ಆದಾಪೂರ ವೇಬಿ ಇಳಕಲ್ಲ ತಾ  ಹುನಗುಂದ ಜಿ   ಬಾಗಲಕೋಟೆ	03-05-1976	01-10-2012	07-04-2013	30-04-2013	ಕಾರ್ಯದರ್ಶಿಗಳು ಸಂದಾಯ ಇಲಾಖೆ
2	ಶ್ರೀ ಎಂ.ಬಿ. ಪಾಟೀಲ ಪ್ರಭಾರ ತಹಶೀಲ್ದಾರ್	ನಿವೃತ್ತ ತಹಶೀಲ್ದಾರ್, ವಿಜಯಪುರ	ನಿವೃತ್ತ ತಹಶೀಲ್ದಾರ್, ವಿಜಯಪುರ	30-01-2012	08-04-2013	02-09-2013	30-11-2014	ಕಾರ್ಯದರ್ಶಿಗಳು ಸಂದಾಯ ಇಲಾಖೆ
3	ಶ್ರೀ ಎಸ್.ಎಸ್. ಕೂಡಲ್ ಪ್ರಭಾರ ತಹಶೀಲ್ದಾರ್	ನಿವೃತ್ತ ತಹಶೀಲ್ದಾರ್, ಬೇಂದ್ರೆನಗರ ಬಿ.ಜಿ.ಎಸ್. ಸ್ಕೂಲ್ ಹತ್ತಿರ ಪೋಲೀಸ್ ಕಾಲೋನಿ ಹಿಂಭಾಗ ಧಾರವಾಡ	ನಿವೃತ್ತ ತಹಶೀಲ್ದಾರ್, ಬೇಂದ್ರೆನಗರ ಬಿ.ಜಿ.ಎಸ್. ಸ್ಕೂಲ್ ಹತ್ತಿರ ಪೋಲೀಸ್ ಕಾಲೋನಿ ಹಿಂಭಾಗ ಧಾರವಾಡ	05-08-1977	02-09-2013	06-09-2013	30-09-2015	ಕಾರ್ಯದರ್ಶಿಗಳು ಸಂದಾಯ ಇಲಾಖೆ
4	ಶ್ರೀ ಎ.ಜಿ. ಪಂಡಿತ್ ತಹಶೀಲ್ದಾರ್ ರೋಣ	-	-	-	06-09-2013	26-07-2014	ಪೋಷಿತಿಯಾಗಿದ್ದಾರೆ	-
5	ಶ್ರೀ ಎಂ.ಬಿ. ಬರಾದಾರ ಪ್ರಭಾರ ತಹಶೀಲ್ದಾರ್	ಹನುಮ ಕೃಷ್ಣಾ ಪ್ರಾಟ-2 ಸಿ.ಬಿ.ಜಿ. ಕಾಲೋನಿ ಗುಲ್ಬರ್ಗಾ	ಹನುಮ ಕೃಷ್ಣಾ ಪ್ರಾಟ-2 ಸಿ.ಬಿ.ಜಿ. ಕಾಲೋನಿ ಗುಲ್ಬರ್ಗಾ	05-09-1979	28-07-2014	17-08-2014	30-06-2017	ಕಾರ್ಯದರ್ಶಿಗಳು ಸಂದಾಯ ಇಲಾಖೆ
6	ಶ್ರೀ ಬಿ.ಎನ್. ಚಂದ್ರಯ್ಯ ತಹಶೀಲ್ದಾರ್ ರೋಣ ನಿವೃತ್ತಿಹೊಂದಿದ್ದಾರೆ.	ಮನೆ ನಂ 009(2) ಕಾರ್‌ಬ್ಯಾಂಕ್ ಬಿಲ್ಡಿಂಗ್ ಹಿಂಭಾಗ ಹೊಸಬಡಾವಣೆ ಹೆಗ್ಗರೆ ತಾ  ತುಮಕೂರ ಜಿ  ತುಮಕೂರ	ಮನೆ ನಂ 009(2) ಕಾರ್‌ಬ್ಯಾಂಕ್ ಬಿಲ್ಡಿಂಗ್ ಹಿಂಭಾಗ ಹೊಸಬಡಾವಣೆ ಹೆಗ್ಗರೆ ತಾ  ತುಮಕೂರ ಜಿ  ತುಮಕೂರ	01-06-1988	18-08-2014	31-05-2016	31-05-2016	ಕಾರ್ಯದರ್ಶಿಗಳು ಸಂದಾಯ ಇಲಾಖೆ
7	ಶ್ರೀ ಜಿ.ಬಿ. ಮಜ್ಜಿ ಪ್ರಭಾರ ತಹಶೀಲ್ದಾರ್	ತಹಶೀಲ್ದಾರ್, ಕಛೇರಿ ಹಾವೇರಿ	ಸಾ   ಶಿಲವಡಿ, ತಾ   ನವಲಗುಂದ, ಜಿ   ಧಾರವಾಡ	01/02/1989	31-05-2016	17-08-2016	31/05/2029	ಕಾರ್ಯದರ್ಶಿಗಳು ಸಂದಾಯ ಇಲಾಖೆ
8	ಶ್ರೀ ಪಿ.ಜಿ. ಹೊಳಪ್ಪಗೋಳ ಪ್ರಭಾರ ತಹಶೀಲ್ದಾರ್	ತಹಶೀಲ್ದಾರ್, ಕಛೇರಿ ನರಗುಂದ	ಸಾ   ಐಮಖಂಡಿ, ಕುಂಬಾರ ಗಿಲ್ಲ, ಜಿ   ಬಾಗಲಕೋಟೆ	13-10-1993	17-08-2016	27-09-2016	31/03/2036	ಕಾರ್ಯದರ್ಶಿಗಳು ಸಂದಾಯ ಇಲಾಖೆ
9	ಶ್ರೀ ಎಸ್.ಎ. ವಸ್ತ್ರದ	ಸಾ  ರೋಣ	ಹನುಮನಗರ ತಾ  ಕುಷ್ಟಗಿ ಜಿ  ಕೊಪ್ಪಳ	22-07-1975	27-09-2016	14-02-2017	31-07-2035	ಕಾರ್ಯದರ್ಶಿಗಳು ಸಂದಾಯ ಇಲಾಖೆ

10	ಶ್ರೀ ಶಿವಲಿಂಗಪ್ಪ ಭು ವಾಣಿ	ತಹಶೀಲ್ದಾರ್, ರೋಣ	ಸಾ   ಸಾರವಾಡ, ತಾ  ಜ   ವಿಜಯಪುರ	01/07/1981	14-02-2017	ಇಲ್ಲಿಯವರೆಗೆ	30-06-2041	ಕಾರ್ಯದರ್ಶಿಗಳು ಡಿ.ಪಿ.ಎ.ಆರ್.

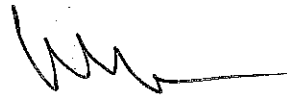
ಈ ಕೆಳಗೆ ನಮೂದಿಸಿದ ರೋಣ ತಾಲೂಕಿನ ತಹಶೀಲ್ದಾರ ಕಚೇರಿಯಲ್ಲಿ ದ್ಯಾಮಹುಣಿಸಿ ಹೋಬಳಿ ಕಂದಾಯ ನಿರೀಕ್ಷಕರಾಗಿ ಕರ್ತವ್ಯ ನಿರ್ವಹಿಸಿದವರು.

ಅ. ಸಂ	ಅಧಿಕಾರಿಗಳ ಪೂರ್ಣ ಹೆಸರು	ಸದ್ಯದ ವಿಳಾಸ	ಖಾಯಂ ವಿಳಾಸ	ಸೇವೆಗೆ ಸೇರಿದ ದಿನಾಂಕ	ಅವಧಿ		ನಿವೃತ್ತಿ ದಿನಾಂಕ	ಸಕ್ಷಮ ಪ್ರಾಧಿಕಾರ
					ಎಲ್ಲಂದ	ಎಲ್ಲಯ ವರೆಗೆ		
1	ಶ್ರೀ ಜಿ.ಐ. ಕೊಪ್ಪದ	ಸಾ  ರೋಣ	ಸಾ  ರೋಣ ತಾ  ರೋಣ	07-05-1997	2013 ರಿಂದ	ಇಲ್ಲಿಯವರೆಗೆ	31-05-2036	ಜಿಲ್ಲಾಧಿಕಾರಿಗಳು ಗದಗ

ಈ ಕೆಳಗೆ ನಮೂದಿಸಿದ ರೋಣ ತಾಲೂಕಿನ ತಹಶೀಲ್ದಾರ ಕಚೇರಿಯಲ್ಲಿ ದ್ಯಾಮಹುಣಿಸಿ ಗ್ರಾಮದ ಗ್ರಾಮ ಲೆಕ್ಕಾಧಿಕಾರಿಯಾಗಿ ಕರ್ತವ್ಯ ನಿರ್ವಹಿಸಿದವರು.

ಅ. ಸಂ	ಅಧಿಕಾರಿಗಳ ಪೂರ್ಣ ಹೆಸರು	ಸದ್ಯದ ವಿಳಾಸ	ಖಾಯಂ ವಿಳಾಸ	ಸೇವೆಗೆ ಸೇರಿದ ದಿನಾಂಕ	ಅವಧಿ		ನಿವೃತ್ತಿ ದಿನಾಂಕ	ಸಕ್ಷಮ ಪ್ರಾಧಿಕಾರ
					ಎಲ್ಲಂದ	ಎಲ್ಲಯ ವರೆಗೆ		
1	ಶ್ರೀ ಎಂ.ಎಸ್.ಕಡಬಲಕಟ್ಟೆ	ಸಾ  ಗಣೇಂದ್ರಗಡ ತಾ  ರೋಣ	ಜವಳಿ ಜ್ವಾಲಿ ಸಾ  ಗಣೇಂದ್ರಗಡ ಜವಳಿ ಜ್ವಾಲಿ ತಾ  ರೋಣ	10-01-2007	2013 ರಿಂದ	06-03-2017	30-06-2040	ಜಿಲ್ಲಾಧಿಕಾರಿಗಳು ಗದಗ
2	ಶ್ರೀ ಆರ್.ಪಿ. ನಬಾಪುರ	ಸಾ  ರೋಣ	ಸಾ  ರೋಣ ತಾ  ರೋಣ	20-03-2006	06-03-2017	24-08-2017	31-07-2047	ಜಿಲ್ಲಾಧಿಕಾರಿಗಳು ಗದಗ
3	ಶ್ರೀ ಡಿ.ಹೆಚ್. ಜಂಬಗಿ	ಸಾ  ಕುಲಹಳ್ಳಿ ತಾ  ಜಮಖಂಡಿ	ಸಾ  ರೋಣ	22-08-2017	24-08-2017	ಇಲ್ಲಿಯವರೆಗೆ	31-07-2065	ಜಿಲ್ಲಾಧಿಕಾರಿಗಳು ಗದಗ

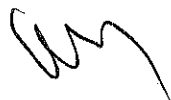
ಈ ಅರ್ಜಿಯ ವಿಚಾರಣೆಯಿಂದ ಮೇಲ್ಕಂಡ ಅಧಿಕಾರಿಗಳು ಹಾಗೂ ನೌಕರರು ಕರ್ತವ್ಯ ಲೋಪವೆಸಗಿ, ಅಧಿಕಾರ ದುರಪಯೋಗ ಪಡಿಸಿಕೊಂಡು, ಅಂದಾಜು ರೂ. 32.00 ಲಕ್ಷ ರೂಗಳನ್ನು ಸರ್ಕಾರದ ಬೊಕ್ಕಸಕ್ಕೆ ನಷ್ಟ ಉಂಟು ಮಾಡಿರುವುದು ಮೇಲ್ನೋಟಕ್ಕೆ ವಿಚಾರಣಾ ವರದಿಯಲ್ಲಿ ಕಂಡು ಬಂದಿದ್ದು ಇರುತ್ತದೆ. ಈ ಬಗ್ಗೆ ಸಾಕ್ಷಿಗಳು ದೊರೆತಿರುವುದಿಲ್ಲ. ಪಿ.ಐ ರವರ ಕೋರಿಕೆಯಂತೆ ಸದರಿ ಅಧಿಕಾರಿಗಳ ವಿರುದ್ಧ ಕಾನೂನು ರೀತ್ಯ ಸೂಕ್ತ ಕ್ರಮ ಜರುಗಿಸಬಹುದಾಗಿರುತ್ತದೆ ಎಂಬ ಅಂಶವನ್ನು ಮಾನ್ಯರ ಅವಗಾಹನೆಗಾಗಿ ಸಲ್ಲಿಸಿದೆ."





3) The said report prima facie indicates that there has been illegal extraction/transportation of sand from Sy.No.36/5 of Dyamahunse Village, Rona Taluk of Gadag District, without any permit. The report also indicates the officers who are responsible for the same. The report submitted by the SP, KLA, Dharwad and the material collected by the KLA Police can be considered as the source material for the purpose of instituting suo-moto proceedings.

4) The sand being a specified minor mineral within the meaning of Section 2(m) of Karnataka Minor Mineral Concession Rules-1994 (KMMC Rules) and it is the property of State. The activities concerning minor mineral such as quarrying, extraction and transportation of sand would be in contravention of Rules 42 and 44 of (KMMC Rules). As such, illegal removal of the sand from Sy.No.36/5 of Dyamahunse Village, Rona Taluk of Gadag District, not only results in violation of the Rules and Regulations, but also results in intrusion to the ecology and loss of wealth to the State. Therefore, the matter is required to be viewed seriously.



5) As observed by me earlier there has been illegal extraction/transportation of sand from Dyamahunse Village, Rona Taluk of Gadag District and the same has resulted in huge financial loss to the State. Therefore, if the report submitted by the Lokayukta Police, Dharwad is correct, the matter requires to be dealt with seriously and steps will have to be taken up by the authorities concerned to stop the lifting of the sand and the culprits are required to be prosecuted in accordance with the law immediately.

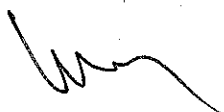
6) Therefore, in exercise of the powers conferred on me under Section 7(1)(b) & 9(3)(a) of the Karnataka Lokayukta Act, I find it is appropriate to initiate suo-moto proceedings to investigate the allegations made by the aggrieved persons of Sudi Village, Gadag Taluk & District referred to above.

7) In the light of the discussion made above, office is directed to register suo-moto proceedings to conduct an investigation. For the said purpose, it is necessary to call for the comments/report from the concerned authorities mentioned herein below and implead them as respondents to the proceedings and issue notices to them –



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1. The Deputy Commissioner,  
Gadag District, Gadag.
  2. The Superintendent of Police,  
Gadag District, Gadag.
  3. The Assistant Commissioner,  
Rona Taluk, Gadag District.
  4. Director of Mines & Geology,  
Kanija Bhavan,  
Bengaluru.
  4. Sri Santosh Payateganigere,  
Senior Geologist,  
Mines & Geology Department,  
Gadag District, Gadag.
  5. Smt.Savithri.B.P,  
Senior Geologist,  
Mines & Geology Department,  
Gadag District, Gadag.
  6. Environmental Officer,  
Karnataka State Pollution Control Board,  
Regional Office, Gadag District, Gadag.
  7. Tahsildar,  
Rona Taluk, Gadag District.
  8. Sri J.T.Koppada,  
Revenue Inspector,  
Dyamahunse Hobli,  
Rona Taluk, Gadag District.
- 8) The Deputy Commissioner, Gadag District, Gadag is directed to conduct an inquiry and send his report with regard



to the illegal removal/lifting of sand from Dyamahunse village of Rona Taluk, Gadag District as referred to by the S.P. KLA, Dharwad in his report dated 08.03.2018 and to take appropriate legal steps to prevent illegal removal of sand and to prosecute the culprits. The respondents No.2 to 8 mentioned above are directed to co-operate and assist the 1<sup>st</sup> respondent in the measures/steps he may take to stop illegal removal of sand from Sy.No.36/5 of Dyamahunse village of Rona Taluk, Gadag District referred to above. The Lokayukta Police, Gadag District, under the supervision of SP, KLA, Dharwad who is in charge of Gadag District are also directed to co-operate with the 1<sup>st</sup> respondent in his efforts to stop the illegal removal, theft of sand in various parts of Gadag District referred to above, if assistance is sought by him. The report of investigation and the action taken shall be submitted to the Lokayukta within **three months** from the date of receipt of this Order.

9) During the pendency of the investigation and the report to be submitted by the Deputy Commissioner, Gadag District, Gadag as directed above, the respondents referred to above,



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are directed to forthwith stop illegal removal of sand from the village mentioned above at Gadag District and submit an interim report on that behalf within four weeks' from the date of receipt of this Order.

10) The office is directed to send a copy of the complaint and the report of the Lokayukta Police including the materials collected during the course of investigation to the respondents. A copy of this Order and connected documents may also be sent to the SP, KLA, Dharwad and SP-5, KLA, Bengaluru.

List this case on 5<sup>th</sup> July, 2018 at 3.30 p.m. to consider the Interim Report.

*P. Vishwanatha Shetty*  
 (Justice P. Vishwanatha Shetty) 13/6/2018  
 Lokayukta  
 State of Karnataka

\*vi

11) *S. G. ...*  
 ARLO-4/Sr.APP-1

Complied  
 \* 23/6/18

⑫ C/w  
1ನೇ ವಿಸುಬುಗಳಾದ e-mail  
ಮೂಲಾಂಶಗಳನ್ನು ಸಲ್ಲಿಸಬೇಕು

① R-7 ಅವರಿಗೆ ತಮ್ಮ ಆಕ್ಷೇಪಣೆ  
ಸಲ್ಲಿಸಿರುವುದು ತಿಳಿದು

② ರೂ 00ದ R-6 ಅಗಾ  
R 7 ರು R 8 ಜಿಲ್ಲಾಧಿಕಾರಿ  
-ಗಳು ನಡೆಗ, Sp. ಕೆಲಸ  
ಧಾರವಾಡೆ, Sp-5 ಕೆಲಸ  
ಅಂಗಳಾರು  
ಇವರುಗಳಿಗೆ ತಮ್ಮ ವೆಚ್ಚ  
ಸಲ್ಲಿಸಿಲ್ಲ. ಮಾನ್ಯರ ಮುಂದೆ  
ಅಧಿಕಾರಿ ಮುಂದಿವೆ.  
\* 6/7/18

**No:Compt/Lok/BGM-1652/2018**

21. SR.APP-1

Date:05-07-2018

The Deputy Commissioner, Gadag submitted the inspection report through e-mail on 2-7-2018.

22. The Deputy Commissioner, Gadag (respondent No:1) stated that, in compliance to the order of Hon'ble Lokayukta, he is submitting the Interim Report. He constituted the committee to submit a report after conducting the spot inspection on 25-06-2018. The said committee has given a report stating that, there is no sand mining in Dyamanahunasi Village of Rona Taluk at present. The report of the committee dtd:29-6-2018 has been placed along with letter.

23. The Environment Officer (respondent No:7) has submitted Interim Report. The report states that, the land in Sy.No:36/5 of the Dyamanahunasi Village measuring 03.37 acres and presently there is no sand mining in the said land. The C.C.No:412/2013 was registered against the owner of the said land in the Competent Court for the illegal sand mining in the said land and the said case is closed by the Competent Court.

24. The case is also registered in the year 2017 for illegal sand mining against the owner of the said land and charge-sheet also submitted.

25. Therefore, if approved, the respondents No: 2 to 6 and 8 to 9 have not submitted the Interim Report. The postal acknowledgment has not been

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received and the Interim Report may be Awaited. **Call on 25-08-2018.**

Submitted for kind orders.

*[Signature]*  
I/c SR.APP-1

**26. Hon'ble Lokayukta ]**

*[Signature]*  
5/7/2018

(27) ಕೆ.ನೀ ಎಮೆಲು ಕಾರಣದ.

ತೆರಿಗಿಲಯಲ ರೋಲಿ ಕೆನಿಹ. ತೆವ್ವೆ  
ಮದ್ಯಂತರ ಬರಲ. ದಿನಾಂಕ: 4.7.18

ಮೆತ್ತು ಕಾಬಲೆಸ್ವನ್ನ ಮೆತ್ತು 9ನೇ  
ವಿರೂಲಿ ದಾಕೂಂದ ಕೆಂದಾಯಿ ನಲಕ್ರತೆಲು  
ಕೋನಿ ಕೆನಿಹ. ಮದ್ಯಂತರ ವರಲಿ ಮೆತ್ತು  
ಕಾಬಲೆಸ್ವನ್ನ ಕೂಚ್ ಮಲೂತರ. ಕೂಚ್  
ನಿಲೂತೆ. ಕಿರನ್ನ ಕಡತಕೂಚ್.

*[Signature]*  
7/7/18

ಪ್ರಿಂಪ-5, R-6 ತೆಪ್ಪೆ ಒಕ್ಕತೆನೆಯೆನ್ನ  
ದಿನಾಂಕ 7/7/18 ರೆಂದು ಸೆಳ್ಳನಿಡ್ವಾರೆ.

28) R-2 ಕೆವರೆ ತೆಪ್ಪೆ ವೆರಲಿನೆಳ್ಳನಿಡ್ವಾರೆ.

29) R-9, R-7 ಸೆಳ್ಳನಿಲ  
ಮಾನ್ಯರ ಕುಂದಿನ ಒವಲೆಕ ಕೂಲಿ  
ಕುಂಡಿನ. 25/8/18

**No:Compt/Lok/BGM-1652/2018**

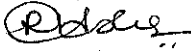
41. SR.APP-1

Date:25-08-2018

Today, I/c Sr.App-1 Officer is on leave.

Call on ~~27-10-2018~~.

12.9.18

 25.8.18

I/c SR.APP-1

25/08/2018

12/9/18

02) ಯಾನ್ಯೆರೆಯೊಂದಿನ

ಲೋಕ ಕುಲಮಂದಿನಿಡಿ

**No:Compt/Lok/ BGM-1652/2018**

43. SR.APP-1

Date:12-09-2018.

The respondent no.4 and 7 has not submitted the report. The postal acknowledgement has not been received.

44. Therefore, if approved, the report of respondent no.4 and 7 may be awaited till next date of hearing.

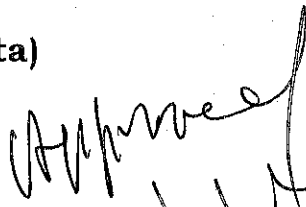
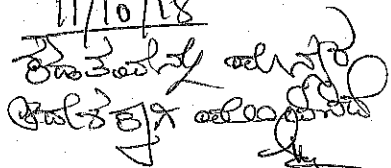
Submitted for kind orders.

Call on 11/10/2018.

  
I/c Sr.APP-1

12/9/18

45. Hon'ble Lokayukta)

  
12/9/201811/10/18



46. SR.APP-1

Date:11-10-2018.

The respondent no.4 and 7 has not submitted the report.

47. If approved, reminder may be issued to respondent no.4 and 7 to submit report.

Call on 28/11/2018.

Submitted for kind orders.

*M. S. K. S. S.*  
I/c Sr.APP-1 11/10/18

48. Hon'ble Lokayukta)

*Abhimata*  
*(by)*  
31/10/2018

RPAD *eghwa*  
*ch*

28/11/18  
R-7 *duwa*  
8:15/11/18  
*eghwa*  
DG. *duwa*  
8:13/11/18  
*eghwa*  
*ch*

49. SR.APP-1

Date:28-11-2018.

The respondent no.1 Deputy Commissioner in his letter dated 13.11.2018 stated that the Hon'ble High Court of Karnataka in W.P.13472/1998 and 33645/1998 has ordered that the illegal transportation of sand has to be done by taking strict action against sand transporters.

50. Accordingly, the Taluk level monitoring committee has been formed in order to keep an eye on the illegal sand transportation. The following persons found to be illegally transporting the sand causing great loss to the Government and the details of the said persons as under:

ಅ.ನಂ.	ಭೂ ಮಾಲೀಕರ ಹೆಸರು	ತಾಲೂಕು	ಗ್ರಾಮ	ಸರ್ವೇ ನಂಬರು	ಮರಳು ಸಾಗಾಣಿಕೆ ಪ್ರಮಾಣ ಫ.ಮೀಗಳಲ್ಲಿ	ವಿಧಿಸಿದ ದಂಡ (ರೂ.ಗಳಲ್ಲಿ)
1	2	3	4	5	6	7
1.	ಗೌಡರ ರೇಣುಕಾದೇವಿ ಕೋಂ ರಾಮಗೌಡ	ರೋಣ	ದ್ಯಾಮಹುಣಿಸಿ	36/5	4515	46,20,000/-

ಅ.ನಂ.	ಭೂ ಮಾಲೀಕರ ಹೆಸರು	ತಾಲೂಕು	ಗ್ರಾಮ	ಸರ್ವೇ ನಂಬರು	ಮರಳು ಸಾಗಾಣಿಕೆ ಪ್ರಮಾಣ ಫ.ಮೀಗಳಲ್ಲಿ	ವಿಧಿಸಿದ ದಂಡ (ರೂ.ಗಳಲ್ಲಿ)
1	2	3	4	5	6	7
2.	ಗೊಂಗಡಶೆಟ್ಟಿ ವೀರಭದ್ರಪ್ಪ ಶಿವಪ್ಪ	ಗಜೇಂದ್ರಗಡ	ವದೇಗೋಳ	9	49.859	2,49,295/-
3.	ಜೈನರ ಶಂಕರಪ್ಪ ತಂದೆ ಶೇಖಪ್ಪ ಮತ್ತು ಇತರರು	ನರಗುಂದ	ಪೇಶ	64/5	9800	19,60,000/-
4.	ಜೈನರ ಚನ್ನಪ್ಪ ತಂದೆ ಅಕ್ಕಪ್ಪ	ನರಗುಂದ	ಪೇಶ	64/1+2	9800	19,60,000/-
5.	ಹಿರೇಮಠ ಚಂದ್ರಶೇಖರಯ್ಯ ತಂದೆ ಈಶ್ವರಯ್ಯ ಮತ್ತು ಇತರರು	ನರಗುಂದ	ಪೇಶ	64/3	3461	6,92,160/-
6.	ಕಮ್ಮಾರ ಚನ್ನಪ್ಪ ಮತ್ತು ಇತರರು	ನರಗುಂದ	ಹಿರೇಕೊಪ್ಪ	177	5000	10,00,000/-
7.	ಭಾಗೀರತಿ ಕೋಂ ಹನಮರಡ್ಡಿ ಕಿಲಬನೂರ	ನರಗುಂದ	ಹಿರೇಕೊಪ್ಪ	194/7	7500	15,00,000/-
8.	ಬಸವರಡ್ಡಿ ತಂದೆ ವೆಂಕಪ್ಪ ಕಿಲಬನೂರ	ನರಗುಂದ	ಹಿರೇಕೊಪ್ಪ	194/1	6750	13,50,000/-
9.	ಕಾಡೆಪ್ಪನವರ ಉರ್ಫ ಕುರುಬರ ಯಲ್ಲಪ್ಪ ಕೋಂ ಬಸಪ್ಪ ಮತ್ತು	ನರಗುಂದ	ಶರೋಳ	10/4	306	5,11,020/-

	ಇತರರು					
10.	ಕಾಡೆಪ್ಪನವರ ಪರಸಪ್ಪ ತಂದೆ ಫಕೀರಪ್ಪ ಮತ್ತು ಇತರರು	ನರಗುಂದ	ಶಿರೋಳ	10/1	1495	24,96,650/-

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51. Therefore, the Deputy Commissioner has passed order dated 6.9.2018 imposing penalty on them and the same has to be recovered as arrears of land revenue.

52. The respondent no.7 submitted that he has already submitted a copy of the interim report and further he produced the Xerox copy of the interim report.

53. The respondent no.4 has not submitted interim report. The postal acknowledgement as to the service of notice has not been received.

54. If approved, reminder may be issued to the respondent no.4 to submit interim report and the said reminder notice may be served through Police Inspector, Karnataka Lokayukta, Bangalore City Division, Bangalore.

Call on 31/01/2019.  
Submitted for kind orders.

*[Signature]*  
I/ Sr.APP-1  
22/1/19

55. Hon'ble Lokayukta)

*Approved. Further, it is needless to point that the concerned officers are suggested to take steps for recovery of the Arrears & Penalty imposed.*  
*[Signature]*  
7/11/1019

*[Signature]*  
RPA

31/1/19  
PSE. KHA, ಬೆಂಗಳೂರು  
ಮಾನ್ಯ ನೌಕರರ ಜೊತೆಗೆ  
ಕೆ.ಎಸ್.ಎಸ್.ಎಂ. ಅಧಿಕಾರಿ

SR.APP-1  
31/01/2019

56. It is respectfully submitted that the respondent no.4 Director, Mines and Geology Department, Bangalore has not submitted interim report.

57. The Police Sub Inspector, City Division, submitted that the notice has been served to the respondent no.4.

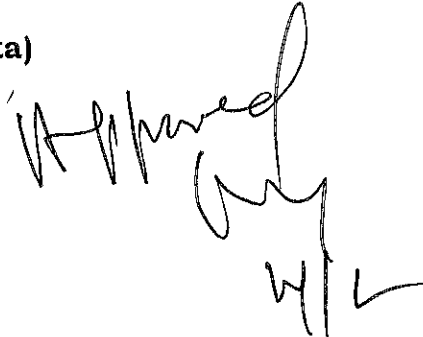
58. If approved, final reminder may be issued to the respondent no.4 Director, Mines and Geology Department, Bangalore to submit the interim report, by the next date of hearing.


Call on 26/04/2019.


Submitted for kind orders.

  
I/c Sr APP-1 25/1/19

59) Hon'ble Lokayukta)

  
W/L

Rpad Eyalata  


26/4/19  
R-2 sub  
R-29/3/190  


SR.APP-1  
26/04/2019

60. It is respectfully submitted that the respondent no.2 submitted interim report. The respondent no.2 submitted his interim report on the basis of the report submitted by Sri.Santhosh and Smt.Savithri, Sr.Geologist.

61. Sri.Santhosh Patigera has been working in the office of the Sr.Geologist, Gadag District as Geologist from 13<sup>th</sup> September 2013 to 18<sup>th</sup> September 2013. The office order no.65/2012-13 and 5/13-14 shows that Sri.Santhosh, Geologist have been asked to working regarding ground water division and mineral division vide order 30.12.12 and 25.6.13. Smt.B.P.Savithri, Geologist has been working from 25.6.10 till date in the office of the Sr.Geologist, Gadag. During that period Smt.B.P.Savithri has been further directed to work in Rona Taluk, Shirahatti and Nargunda Taluk in ground water division and mineral division as per the office order.

62. The illegal mining or transportation of sand in land in sy.no.36/5 Dyamanahunasi comes within the jurisdiction of B.P.Savithri. The case has been registered in Sr.JMFC Court, Rona vide C.C.No.412/13 regarding illegal sand mining in the village of Dyamanahunasi in sy.no.36/5. The said case has been registered on 31.5.13. The 32 cases has been registered by Smt.Savithri regarding the mining of unauthorized minerals and transportation.

63. The owner of the land in sy.no.36/5 is Smt.Renukadevi w/o Ramanagowda. The case has been registered against her on 1.8.17 vide Cr.No.157/17 in Gajendragada Police Station. The unauthorized storage of sand made in 36/5 and in other places namely Herekurubanala, Hirehalagundi including Dyamanahunasi has been seized along with the revenue officials. Therefore, he submits that the above said officials acted in accordance with the

provisions of law and also taken suitable action under K.M.M.C.R Rules.

64. The Deputy Commissioner has not submitted the detailed report after conducting enquiry and the action taken report has not been submitted. The Hon'ble Lokayukta in his order dated 13.6.18 at para 8 directed the Deputy Commissioner, Gadag to submit the detailed report after conducting enquiry regarding illegal mining of sand and also action taken regarding the same.

65. If approved, reminder may be issued to the Deputy Commissioner, Gadga to submit the detailed report after conducting an enquiry in accordance with the para 8 of order of the Hon'ble Lokayukta vide order dated 13.6.18

Call on 05/07/2019.

Submitted for kind orders

*[Signature]*  
I/c Sr.APP-1 26/7/19

66) Hon'ble Lokayukta )

*[Signature]*  
3/5

5/7/19  
*[Handwritten notes in Kannada]*

SR.APP-1  
05/07/2019

67. It is respectfully submitted that the Deputy Commissioner has not submitted detail report after conducting an enquiry and the action taken report has not been submitted. The notice was issued and the postal acknowledgement received.

68. If approved, reminder may be issued to the Deputy Commissioner, Gadag to submit detailed report after conducting an enquiry in accordance with para 8 of order of the Hon'ble Lokayukta vide order dated 13.6.2018.

Call on 09/10/2019.  
Submitted for kind orders

*[Signature]*  
I/c Sr.APP-1  
5/5/19

69) Hon'ble Lokayukta )

*[Signature]*  
6/7

Complied

~~12/7/19~~  
12/7/19

9/10/19

ಶಿಕ್ಷಣ ಇಲಾಖೆ,

DC, ಗದಗ  
ಮುಖ್ಯ ಕಛೇರಿ  
ಮುಖ್ಯ ಕಛೇರಿ, ಗದಗ  
ಮುಖ್ಯ ಕಛೇರಿ, ಗದಗ

ಮುಖ್ಯ ಕಛೇರಿ, ಗದಗ

ಮುಖ್ಯ ಕಛೇರಿ, ಗದಗ  
ಮುಖ್ಯ ಕಛೇರಿ, ಗದಗ

ಮುಖ್ಯ ಕಛೇರಿ, ಗದಗ

ಮುಖ್ಯ ಕಛೇರಿ, ಗದಗ  
*[Signature]*

Sr.APP-1  
09/10/2019

70) It is respectfully submitted that the Deputy Commissioner, Gadag submitted report that the Deputy Commissioner, Gadag has passed an order imposing penalty of Rs.46,20,000/- on the owner of the land in sy.no.36/5 measuring 3 acres 27 guntas of Dyamanahunasi village. The said charge has been mentioned in the column no.11 of the RTC. Accordingly, the mutation was passed vide M.R.No.T17/2017-18. The copy of the RTC is also placed. The Deputy Commissioner further submitted that the amount has not been recovered from the owner of the land.

71) The Tahsildar, Gajendragad also submitted report containing the similar facts.

72) The Deputy Commissioner, Gadag prays to consider the report submitted by him dated 10.7.19 as final report.

73) If approved, the notice may be issued to the Deputy Commissioner, Gadag to submit the further report regarding the action taken for the recovery of the fine amount imposed on the owner of the land in sy.no.36/5 of Dyamanahunasi village.

Call on 13/12/2019.

Submitted for kind orders.

*[Signature]*  
I/c Sr.APP-1  
9/10/19

74) Hon'ble Lokayukta )

*Para 73 approved*

*14/10/2019*

*Compl:ed*  
*[Signature]*



13/12/19

ನಿರ್ದಿಷ್ಟ ಬಂದಿ  
ಪರಿಶೀಲನೆ  
ಮಾಡಿದ ಬಂದಿ  
ವಿಷಯ ಕಡತವನ್ನು  
ಬಿಂಬಿಸಿ.

31

No:Compt/Lok/BGM-1652/2018/Sr.APP-1

Sr.APP-1  
13/12/2019

75) The Deputy Commissioner Gadag has not submitted the report as sought in pre para 73. The Postal Acknowledgment as to the service of notice to Deputy Commissioner Gadag is received.

76) Issue reminder to the Deputy Commissioner Gadag to submit report as sought in pre para 73 by the next date of hearing.

Call on 14/02/2020.

Complied  
ShiA

*(Signature)*  
Sr.APP-1  
13/12/19

14/02/2020

ಸ್ವೀಕೃತಿ ಬಂದಿದೆ.  
ಆರವಿ ಬಂದಿ ಮುಪ್ರದಿಲ್ಲ.  
ಕೆಫೆಲಮ್ನು ಉಪ್ಪರಲ್ಲ.  
ಬಂದಿವಿದೆ.  
ShiA

Sr.APP-1  
14/02/2020

77) The Deputy Commissioner Gadag has not submitted the report as sought in pre para 73. The Postal Acknowledgment as to the service of notice to Deputy Commissioner Gadag is received.

78) Issue reminder to the Deputy Commissioner Gadag to submit report as sought in pre para 73 by the next date of hearing.

Call on 07/03/2020.

*M. S. ...*  
Sr.APP-1 07/03/2020

*RPAD ...*  
*[Signature]*

7/3/2020, ...  
DC, ...  
... 27/2/2020  
...  
...  
*[Signature]*

37

Sr.APP-1  
07/03/2020

79) It is respectfully submitted that the Deputy Commissioner, Gadag directed the Tahasildar, Rona to submit a report regarding the recovery of the fine amount of Rs. 46,20,000/- imposed on the owners of the land for illegal transportation of sand in re.sy. no. 36/5 measuring 3 acres 27 guntas in Dyamanahunasi village. The arrears of the revenue mentioned in the katha extract in the concerned owners of the land. Therefore, the Deputy Commissioner in his letter dated : 27/02/2020 directed the Tahasildar, Rona to submit the detailed report as to the recovery of the fine amount of Rs. 46,20,000/-. The copy of the letter marked to this institution for our information. The letter dated: 27/02/2020 is placed on record.

80) The Deputy Commissioner, Gadag has not submitted the report as sought in pre para 73 regarding the action taken for the recovery of the fine amount imposed on the owner of the land in sy. No. 36/5 of Dyamanahunasi village.

81) If approved, the reminder may be issued to Deputy Commissioner, Gadag to submit the detailed report as sought in pre para 73.

Call on 12/05/2020.

Submitted for kind orders.

*[Handwritten signature]*  
Sr.APP-1  
7/3/2020

82) Hon'ble Lokayukta )

*[Handwritten signature]*  
9/3

RPAD Bangalore

*[Handwritten notes in Kannada]*  
12/5/2020  
DC. Gadag  
ವಿವರಣೆ ಕೊಡುವ  
ರವರಿಗೆ ಕಳುಹಿಸಿ  
ಬಿಟ್ಟಿರುವುದರಿಂದ  
ಇದನ್ನು ಗಮನಿಸಿ  
ಇದನ್ನು ಸರಿಪಡಿಸಿ

83

report not received from  
D.C. Gadag. Hence a reminder  
sent to D.C. Gadag by 3/7/

*[Handwritten initials]*  
H.M.R.

11/7/2000 1/7/2000  
ಶಿ: 6/7/2000

34

ಪ್ರತಿ ಸಾರ್ವಜನಿಕ  
ಶಿಕ್ಷಣ  
ವಿಭಾಗ, ಬೆಂಗಳೂರು,  
ಕೆ.ಆರ್.ಪೇಟೆ

84

The tender to D+C  
body to hunt only

14/8

or MP de

RPAD ಬೆಂಗಳೂರು

DC, ಗವರ್ನರ್ ಆಫೀಸ್  
14/8/2000

85

Report was not  
received from D.C. Gadag.

DC, ಗವರ್ನರ್  
ಆಫೀಸ್  
ಬೆಂಗಳೂರು,  
ಕೆ.ಆರ್.ಪೇಟೆ

Called - not yet

14/8

14-08-2020

86) Copy of the letter dated 31-03-2020 addressed to Tahashildar, Ron Taluk, by the Deputy Commissioner, Gadag Dist is received wherein Deputy Commissioner, Gadag, has given direction to the Thahashildar Ron Taluk, to recover penalty amount of Rs.46,20,000/- and to submit the report to Lokayukta Office.

87)Wherefore , if approved reminder will be issued to the Deputy Commissioner, Gadag to submit the report of compliance and notice will also be issued to Tahashildar Ron, Taluk, to submit report regarding recovery of the fine of Rs, 46,20,000/- imposed on the owners of the land for illegal transportation of sand in re-survey No.36/5 measuring 3 Acres 27 Guntas in Dyamanahunsai Village along with the copy of the order passed by Hon'ble Lokyukta dated 9/03/2020 call on 09-11-2020.

I/C Sr.APP-1

Submitted for kind orders.

88) Hon'ble Lokayukta)

*[Handwritten signature]*  
18/8/2020

35  
*[Handwritten signature]*  
14/8

RPAD *[Handwritten signature]*

9/11/2020  
RPAD, Aek, on...  
DC, Taluk...  
16/9/2020  
*[Handwritten signature]*

*[Handwritten signature]*

9/11/2020

Sr.App-1

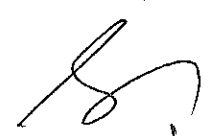
09-11-2020

89)The Deputy Commissioner Gadag District has sent the copy of the letter written by him to Tahasildar Rona and Gajendra Gada dated:16-09-2020 Calling upon the Tahasildar to give the report regarding the recovery of the fine of Rs, 46,20,000/- imposed on the owners of land for illegal transportation of sand measuring 03 Acres 27guntans.

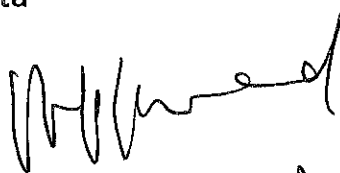
90) The Deputy Commissioner has written the letter as per the reminder issued by this Institution regarding the recovery of the above said amount. Report called for not yet received from Deputy Commissioner Gadag.

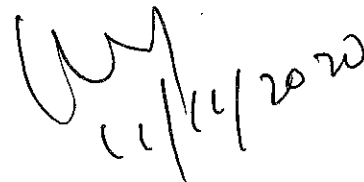
91)Wherefore, if approved another reminder will be issued to the Deputy Commissioner Gadag to submit the report of 46,20,000/- imposed on owners of the land for illegal transportation of land in re survey No.36/5 measuring 3 Acres 27 Guntas in Dyamanahunsai village 09/03/2020. Call on 31-12-2020.

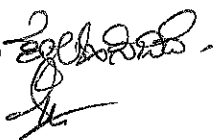
Submitted for Kind Orders,

  
i/C Sr.APP-1 9/11/20

92)Hon'ble Lokayukta



  
11/11/2020

RPAD 

3A

31/12/2000

DC, ...  
...  
...  
...

(93)

Report not yet received from  
DC, Gudeg. Answer report  
of 18/2/4

✓  
...  
...

Report Ack.  
...

18/2/2004

DC, ...  
...  
...  
...

Continued in next

page

✓

18/2/4

18/02/2021

94) Reminder was issued to the Deputy Commissioner Gadag, to submit the report regarding recovery of the fine of Rs.46,20,000/- imposed on the owner of the land for illegal transportation of sand in resurvey No. 36/5 measuring 3 Acres 25 guntas of Dyamanhunasi Village.

95)The Deputy Commissioner Gadag has written the letter dated 02/01/2021 to the effect that the owner of the above said land (resurvey No.36/5 measuring 3 Acre 27 guntas) has filed writ petition NO.148509/2020 before the Hon'ble High Court of Karnataka, Dharwad Branch challenging the recovery of the above said amount (as per the Karnataka Land revenue act) and said writ petition is at the stage of the hearing and hence the recovery proceedings is stopped. The copy of the remarks submitted by the Tahasildar Ron Taluk, the 3<sup>rd</sup> respondent in above said writ petition is also produced.

96) In view of the above said reply of the Deputy Commissioner Gadag, the recovery proceedings is stopped till the disposal of writ petition 148509/2020. If approved this complaint will be adjuned till the disposal of WP No.148509/2020 pending on the file of the Hon'ble High of Karnataka, Dharwad Branch.

Call On Date 30/04/2021.

Submitted by kind order

I/c Sr. APP-1

97) Hon'ble Lokayukta)



**KARNATAKA LOKAYUKTA: BENGALURU**

No.COMPT/LOK/BGM/1652/2018/Sr.APP-1

Dated:20-02-2021

**ORDER**

Incharge Sr.APP-1 has submitted a note dated 18/02/2021 which reads as follows:-

“94. Reminder was issued to the Deputy Commissioner, Gadag, to submit the report regarding recovery of the fine of Rs.46,20,000/- imposed on the owner of the land for illegal transportation of sand in resurvey No.36/5 measuring 3 Acres 25 guntas of Dyamahunasi Village.

95. The Deputy Commissioner, Gadag has written the letter dated 02/01/2021 to the effect that the owner of the above said land (resurvey No.36/5 measuring 3 Acre 27 guntas) has filed Writ Petition No.148509/2020 before the Hon'ble High Court of Karnataka, Dharwad Bench challenging the recovery of the above said amount (as per the Karnataka Land Revenue Act) and said Writ Petition is at the stage of the hearing and hence the recovery proceedings is stopped. The copy of the remarks submitted by the Tahasildar, Ron Taluk, the 3<sup>rd</sup> Respondent in above said Writ Petition is also produced.

96. In view of the above said reply of the Deputy Commissioner, Gadag, the recovery proceedings is stopped till the disposal of Writ Petition No.148509/2020. If approved this complaint will be adjourned till the disposal of W.P. No.148509/2020 pending on the file of the Hon'ble High Court of Karnataka, Dharwad Bench.”

2. As it can be seen from the note, the owner of the land bearing Sy.No.36/5 measuring 3 Acres 25 guntas of



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Dyamahunasi Village has filed a Writ Petition bearing No. 148509/2020 and obtained an order of stay of the recovery of the amount. It is needless to point out that the authorities of the State i.e., the Deputy Commissioner and others are immediately required to take steps through the Advocate General/Government Counsel to get the stay order modified or to get the Writ Petition disposed off early in accordance with law.

3. The Respondents are directed to send the status report as on this date, as to whether any illegal mining of sand or other minerals is being carried out in the Sy.No. in question or in Gadag District. The illegal removal of minor minerals i.e., sand or granite is an offence of theft. Therefore, the authorities of the State have their duty and obligation to prevent illegal extraction of minor minerals. Indiscriminate/illegal extraction of minor minerals and transportation of the same causes serious Environmental imbalance. Therefore, it is needless to point out that the authorities of the State who are incharge of monitoring the extraction of minor minerals in terms of the provisions of the Act and Rules are required to act swiftly and effectively to prevent illegal extraction and transportation of minor



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minerals. The S.P, Karnataka Lokayukta, Gadag is also directed in Complaint No.LOK/BCD-2533/2017/ARE-1 for investigation of illegal extraction of minor minerals. In Complaint No.LOK/BCD-2533/2017/ARE-1, I have given certain directions. In the said complaint Gadag District is one of the Districts. It is useful to extract the said direction which reads as follows:-

"7) In the light of the reports already submitted in this proceedings and the report submitted in other connected matters referred to above, I am of the view, what is now required to be done in this matter is also to give similar directions to the Director of Mines & Geology and the District Administration of all districts as has been done by me in No.Compt/LOK/BD-740/2018/ARLO-5 by means of my order dated 21.01.2021. It is useful to extract the directions given in No.Compt/LOK/BD-740/2018/ARLO-5 which pertains to Shivamogga District which reads as follows -

"12) It is needless to point out that the Deputy Commissioner, Shivamogga District (Respondent No.1) and the Director of Mines & Geology (Respondent No.4) are also required to discharge their obligation and also required through their sub-ordinates to take effective steps to prohibit illegal mining, not only in Shivamogga district, but also in all other parts of the State. In fact, I had instituted suo-motu proceedings in respect of the other districts, which will be dealt with in the concerned matters separately.

13) **The respondent No.1 i.e., Deputy Commissioner, Shivamogga District is given six weeks time to conduct an investigation as directed above and submit his report.** It is needless to point out that all the authorities of Shivamogga District particularly the Mines & Geology Department and the Superintendent of Police, Shivamogga District are required to co-operate with the Deputy Commissioner, in the matter of conducting investigation as stated

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above and submit the report. It is also needless to point out that the concerned authorities are required to take immediate steps to stop illegal mining operations that is being carried out in the District by taking immediate appropriate legal action, including filing of criminal cases and steps for recovery of royalty, imposition of penalty in terms of the Act and the Rules governed.


14) The Superintendent of Police, Karnataka Lokayukta, Chitradurga, to get an independent investigation conducted through the Deputy Superintendent of Police, Shivamogga in respect of the matters with regard to the several issues referred to above and submit a report on or before 01.03.2021.

**15) List this matter for hearing on 2.3.2021 at 11.30 a.m.** The Director, Department of Mines & Geology, Khanija Bhavan, Bengaluru and the Deputy Commissioner, Shivamogga District are directed to be present for the purpose of hearing.

16) Communicate the copy of this order to the respondents and also to the Superintendent of Police, Karnataka Lokayukta, Chitradurga and the Deputy Superintendent of Police, Karnataka Lokayukta, Shivamogga.”

8) The Deputy Commissioner of all the Districts of the State are directed to submit the report in respect of the Action Taken on the matters referred to above within eight weeks from the date of receipt of this order.

9) The Additional Director General of Police, Karnataka Lokayukta, Bengaluru is also directed to instruct the concerned district Superintendent of Police/Dy. Superintendent of Police of Karnataka Lokayukta to get an independent investigation done in respect of the matters referred above and submit report by the next date of hearing without fail. It is needless to point out that all the concerned officers/authorities of the respective districts are required to co-operate with the District Administration in the matter of investigation referred to above and also with the Karnataka Lokayukta Police.”




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4. The Respondents are directed to comply with the direction extracted above and submit a report. The steps taken for modification of the stay of the recovery of the amount granted in Writ Petition No. 148509/2020 also may be submitted.

5. Communicate the copy of this order to the Respondents and also to the S.P, Karnataka Lokayukta, Gadag.

List this matter along with the connected Complaint No.LOK/BCD-2533/2017/ARE-1 on **30.03.2021**.

  
(Justice P. Vishwanatha Shetty)  
Lokayukta,  
State of Karnataka. 20/2/2021

\*SK

Completed

30/3/2021

44

SP. KA. K...  
24/3/2021  
ACK

R-1  
19/3/2021

R-8  
9/3/2021

R-5  
15/3/2021

R-6  
29/3/2021

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30/3

**No.Compt/LOK/BGM/1652/2018/Sr.APP-1**  
**Date: 30-03-2021**

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Report received from DYSP Karnataka Lokayukta Gadag dated:24/03/2021 where in it is stated that the DYSP, Karnataka Lokayukta, Gadag, visited survey No. 36/5 of Dymunasi village, Gajendragada Taluk, Gadag Dist. along with officials of Mines and Geology and the Revenue Department on 16/03/2021. At present the Sand Mining is not going on in the above said land but there are traces of sand Mining already done in the above said survey number and in the neighboring Gowri Halla. It is further stated that the Revenue Officials and Mines and Geology Officials have been instructed to take steps for early disposal of W/P No 148509/2020 pending before the High Court of Karnataka, Dharwad Bench. The report contains Mahazar, copies of the photographs and other documents.

The 1<sup>st</sup> respondent has written the letter dated 02/01/2021 where in it is stated that for illegal Sand Mining already done in Surrey No. 36/5 measuring 3.37 Acres fine of Rs.46,20,000/- has been imposed on the owner of the said land and the owner has filed the WP No.148509/2020 against the recovery of the above said amount and hence the recovery proceedings is stopped. Directions have been given to the Revenue, PWD, Environment, Forest, and Mines and Geology Officials to prevent the illegal Mining/ Transportation and also to see that the above said WP is decided early or to get the stay vacated. Copy of the letter written by the 1<sup>st</sup> respondent in that respect to the officials of the above said departments dated 19/03/2021 is also received.

Respondent No.8 the Tahasildar, Rona Taluk has written the letter to the Tahasildar Gajendragada dated 09/03/2021 to take steps for recovery of the amount stated above as survey No.36/5 comes within the jurisdiction of Tahasildar, Gajendragada.

Respondent No.5 Sri Santhosh Payapeganigere has given the letter dated 15/03/2021 to the effect that at present is working as Senior Geologist, Dist under Ground Water Office on Haveri and earlier also Rona Taluk was not coming within his Jurisdiction and the matter is informed to Sri Rajesh D.S and Smt. Savithri B.P Geologist, Mines and Geology Department Gadag.

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Respondent No. 6 Smt. Savithri B.P, Geologist Mines and Geology Department Gadag has given the letter dated 29/03/2021 where in it is stated that against the order for the recovery of 46,20,000/- from the owner of survey No. 36/5 as arrears of land revenue the owner has filed the WP No.148509/2020 and the Tahasildar Gajendragada has been requested to get the stay order vacated and to get the above said WP decided early. In the said letter the steps taken by the Gadag District Taskforce Committee regarding illegal Mining /Transportation/Storage from 2015-16 to 2020-21 (up to February 2021) is also given and in the same the number cases the traced the number of registered cases, the amount of fine recovered for the all the above said years is also given. It is also stated that throughout Gadag District steps are taken to prevent illegal mining transportation and storage and Taluk Stand Monitoring committee is also taking precautions to prevent illegal sand mining storage and transportation.

As WP No. 148509/2020 filed by the owner of the Survey No. 36/5 is pending before the Hon'ble High Court of Karnataka Dharwad Bench the fine amount of Rs. 46,20,000/- is not yet recovered.

In view of the same if approved this complaint will be adjured till the disposal WP 148509/2020 to pending on the file of Hon'ble High Court of Karnataka, Dharwad Bench by 31/05/2021.

Submitted for Kind Orders,

I/C Sr.APP-1 30/3/21

Hon'ble Lokayukta,

Approved.  
31/3/2021